

GROUP EXHIBIT A

FEDERAL TRADE COMMISSION

FOIA Request Form



Use this form to make an Electronic FOIA (E-FOIA) request (You may also use this form to make a Privacy Act request.) This form is voluntary, but if you choose to submit a request, you must provide the information marked with an "v". If you do not enter accurate or required information, we may be unable to fulfill your FOIA request. To learn how we use the information you provide, please read our [Privacy Policy](#).

We use secure socket layer (SSL) encryption to protect the transmission of the information you submit. The information you provide is stored securely offline.

Contact Information:

Name: (First, MI, Last,) v

Kevin Trudeau

Address: v

c/o The Law Offices of Marc J. Lane, 180 N. L

City v

Chicago

State v

IL

Zip Code v

60601

Daytime Area Code & Phone Number v

312-372-1040

Fax

312-346-1040

E-mail

mlane@marcjlane.com

Describe the type(s) of document(s) you are requesting: v

Enter Company name, address and any other information relevant to the request (See all investigative reports concerning K.T. Capital Corporation, a Delaware corporation

Tips)

Select a suitable description of yourself and the purpose of the request: v

A. ☒ An individual seeking information for personal use and not for commercial use. If the subject matter of your request is yourself, FTC staff may contact you to verify your identity.

B. ☐ Affiliated with an educational or noncommercial scientific institution, and this request is made for a scholarly or scientific purpose and not for commercial use.

Enter Educational or Scientific Institution name:

C. ☐ Affiliated with a private corporation or law firm and am seeking this information for

use in the company's business.

Enter company/firm name:

D. ☐ A representative of the news media and this request is made as part of news gathering and not for commercial use.

Enter media company name:

The FOIA allows agencies to charge fees for processing FOIA requests (see [fee schedule](#)):

Enter the maximum cost amount
that you are willing to pay: v

Up to \$50

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Last Updated: Monday, September 25, 2000

FEDERAL TRADE COMMISSION

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Describe the type(s) of document(s) you are requesting: v

Enter Company name, address and any other information relevant to the request (See

all investigative reports concerning
TRUCOM, L.L.C., a Nevada company

Tips)

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mlane@marcjlane.com

Describe the type(s) of document(s) you are requesting: v

Enter Company name, address and any other information relevant to the request (See all investigative reports concerning TruStar Marketing Corporation, a Delaware corporation

Tips)

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Describe the type(s) of document(s) you are requesting: v

Enter Company name, address and any other information relevant to the request (See

all investigative reports concerning
TruStar Productions, Incorporated, a
Delaware corporation

Tips)

Select a suitable description of yourself and the purpose of the request: v

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Fax
312-346-1040

E-mail
mlane@marcjlane.com

Describe the type(s) of document(s) you are requesting: v

Enter Company name, address and any other information relevant to the request (See
all investigative reports concerning
Direct Response Associates LLC, a
Delaware company

Tips)

Select a suitable description of yourself and the purpose of the request: v

- A. ☒ An individual seeking information for personal use and not for commercial use. If the subject matter of your request is yourself, FTC staff may contact you to verify your identity.
- B. ☐ Affiliated with an educational or noncommercial scientific institution, and this request is made for a scholarly or scientific purpose and not for commercial use.

Enter Educational or Scientific Institution name:

- C. ☐ Affiliated with a private corporation or law firm and am seeking this information for

use in the company's business.

Enter company/firm name:

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Enter media company name:

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Last Updated: Monday, September 25, 2000

GROUP EXHIBIT B



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

April 18, 2011

Kevin Trudeau
c/o The Law Offices of Marc J. Lane
180 N. LaSalle St. #2100
Chicago, IL 60601

RE: FOIA-2011-00794
Records concerning
Trucom LLC

Dear Mr. Trudeau:

This letter acknowledges the receipt of your Freedom of Information Act request dated April 14, 2011 for the documents listed below:

Records concerning Trucom, LLC

If you should have any questions regarding your request, please contact me at (202) 326-3363. In any call or future correspondence concerning the request, please refer to the following case number FOIA-2011-00794.

Sincerely,

A handwritten signature in black ink, appearing to read "Rosemary Bajorek".

Rosemary Bajorek



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

April 18, 2011

Kevin Trudeau
c/o The Law Offices of Marc J. Lane
180 N. LaSalle St. #2100
Chicago, IL 60601

RE: FOIA-2011-00799
Records Concerning
TruStar Marketing
Corporation

Dear Mr. Trudeau:

This letter acknowledges the receipt of your Freedom of Information Act request dated April 14, 2011 for the documents listed below:

Records Concerning TruStar Marketing Corporation

If you should have any questions regarding your request, please contact me at (202) 326-3363. In any call or future correspondence concerning the request, please refer to the following case number FOIA-2011-00799.

Sincerely,

A handwritten signature in black ink, appearing to read "Rosemary Bajorek".

Rosemary Bajorek



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

April 18, 2011

Kevin Trudeau
c/o The Law Offices of Marc J. Lane
180 N. LaSalle St. #2100
Chicago, IL 60601

RE: FOIA-2011-00793
Records concerning
Direct Response
Associates

Dear Mr. Trudeau:

This letter acknowledges the receipt of your Freedom of Information Act request dated April 14, 2011 for the documents listed below:

Records concerning Direct Response Associates LLC

If you should have any questions regarding your request, please contact me at (202) 326-3363. In any call or future correspondence concerning the request, please refer to the following case number FOIA-2011-00793.

Sincerely,

A handwritten signature in black ink, appearing to read "Rosemary Bajorek".

Rosemary Bajorek

GROUP EXHIBIT C



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

April 19, 2011

Law Offices of Marc J. Lane
Attn. Kevin Trudeau
180 N. LaSalle St. #2100,
Chicago, IL 60601

RE: FOIA-2011-00795
Records concerning
KT Capital
Corporation

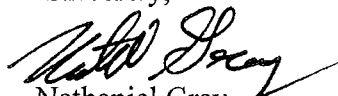
Dear Mr. Trudeau:

This letter acknowledges the receipt of your Freedom of Information Act request dated April 14, 2011 for the documents listed below:

Records concerning K.T. Capital Corporation.

If you should have any questions regarding your request, please contact me at (202) 326-3452. In any call or future correspondence concerning the request, please refer to the following case number FOIA-2011-00795.

Sincerely,


Nathaniel Gray



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

April 19, 2011

Kevin Trudeau
Law Offices of Marc J. Lane
180 N. LaSalle St. #2100,
Chicago, IL 60601

RE: FOIA-2011-00797
Records concerning
Trustar Productions
Inc

Dear Mr. Trudeau:

This letter acknowledges the receipt of your Freedom of Information Act request dated April 14, 2011 for the documents listed below:

Records concerning Trustar Productions Inc

If you should have any questions regarding your request, please contact me at (202) 326-3452. In any call or future correspondence concerning the request, please refer to the following case number FOIA-2011-00797.

Sincerely,

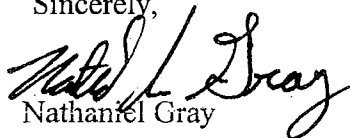

Nathaniel Gray

EXHIBIT D



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

Law Offices of Marc J. Lane
Attn. Kevin Trudeau
180 N. LaSalle St. #2100
Chicago, IL 60601

MAY 12 2011

Re: April 15, 2011 FOIA Requests

Dear Mr. Trudeau:

On April 15, 2011 we received your requests dated April 14, 2011 under the Freedom of Information Act seeking access to all investigative reports concerning Pool Licensing LLC, The Whistle Blower, Inc., Trudeau Management Inc., K.T. Capital Corporation, TruStar Productions Incorporated, TruStar Marketing Corporation, TRUCOM LLC, Natural Cures, Inc., Natural Cures Health Institute, Alliance Publishing Group Inc., International Pool Tour Inc., and Direct Response Associates LLC.

The FOIA, 5 U.S.C. § 552(a)(6)(B)(iv), and the Commission's Rule of Practice, 16 C.F.R. § 4.11(a)(1)(iii)(D), provide for the aggregation of related requests:

If the deciding official (as designated by the General Counsel) reasonably believes that requests made by a requestor...actually constitute a single request that would otherwise involve unusual circumstances...and the requests involve clearly related matters, those multiple requests may be aggregated.

Accordingly, we are aggregating your requests concerning Natural Cures, Inc., Natural Cures Health Institute, and Trudeau Management Inc., into a single request. We are also aggregating your requests concerning TruStar Productions Incorporated, TruStar Marketing Corporation, K.T. Capital Corporation, TRUCOM LLC, and Direct Response Associates into a second single request.

In the requests we aggregated, you indicated your willingness to pay up to \$50 for the processing of each request. Please confirm whether you agree to a \$50 fee agreement for each aggregated request. Additionally, it is necessary to clarify the scope of all of your requests. In each of your requests you seek access to "all investigative reports." Please identify which type of Federal Trade Commission documents constitute "investigative reports." Also, please indicate whether you mean to include consumer complaints in your requests.

If you wish to proceed with these requests, please contact this office with the requested clarifications by May 26, 2011, or we will close our files on the aggregated matters.



Sincerely,

Joan E. Fina
Assistant General Counsel

EXHIBIT E

The Law Offices of
MARC J. LANE
A PROFESSIONAL CORPORATION

180 North LaSalle Street
Chicago, IL 60601-2701
(312) 372-1040
(800) 372-1040
Fax (312) 346-1040
www.MarcJLane.com

May 19, 2011

Ms. Joan E. Fina
Office of General Counsel
Federal Trade Commission
600 Pennsylvania Avenue, N.W.
Washington, D.C. 20580

Dear Ms. Fina:

We are writing in response to your letter of May 12, 2011, a copy of which is enclosed.

Kevin Trudeau did not intend for his original request to include consumer complaints, but did intend for it to include all documents relating to investigations of the identified companies, including, but not limited to, reports, notes, opinions, memoranda, correspondence, commercial and financial information.

Mr. Trudeau is willing to pay fees up to \$100 for the processing of each aggregated request.

KEVIN TRUDEAU



By: _____

Marc J. Lane
One of his attorneys

Enclosure

F:\Law Offices\Clients\Trudeau, Kevin\Misc Projects\FOIA\FOIA.FTC.051811.doc

EXHIBIT F



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

Kevin Trudeau
Law Offices of Marc J. Lane
180 N. LaSalle St. #2100
Chicago, IL 60601

SEP 22 2011

Re: FOIA-2011-00795
Records concerning KT Capital
Corporation

Dear Mr. Trudeau:

This is in response to your requests dated April 14, 2011 under the Freedom of Information Act seeking access to investigative records concerning K.T. Capital Corporation, TRUCOM LLC, TruStar Marketing Corporation, TruStar Productions Incorporated, and Direct Response Associates and your letter dated May 19, 2011 clarifying your request. In accordance with the FOIA and agency policy, we have searched our records, as of April 15, 2011, the date we received your request in our FOIA office.

We have located 149 of responsive records, all of which are exempt from the FOIA's disclosure requirement under FOIA Exemption 7(A), 5 U.S.C. § 552(b)(7)(A), because disclosure of that material could reasonably be expected to interfere with the conduct of the Commission's law enforcement activities. *See Robbins Tire & Rubber Co. v. NLRB*, 437 U.S. 214 (1978). Accordingly, we are denying your request.

Based on the fee provisions of the FOIA, 5 U.S.C. § 552(a)(4)(A), and the Commission's Rules of Practice, 16 CFR § 4.8 et seq., as amended, I am also enclosing an invoice for the charges we incurred for this response to your request. Failure to pay this bill promptly will result in our refusal to provide copies of accessible documents in response to future requests. If not paid within 30 days, this bill will accrue interest penalties as provided by Federal Claims Collection Standards, 31 C.F.R. § 900-904, as amended.

Please make checks payable to U.S. Treasury and send payment to:

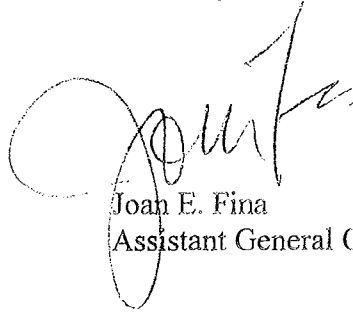
Financial Management Office, H-790
Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, DC 20580

If you are not satisfied with this response to your request, you may appeal by writing to Freedom of Information Act Appeal, Office of the General Counsel, Federal Trade Commission, 600 Pennsylvania Avenue, N.W., Washington D.C. 20580, or by facsimile at (202) 326-2477 within 30 days of the date of this letter. Please enclose a copy of your original request and a

copy of this response. If you believe that we should choose to disclose additional materials beyond what the FOIA requires, please explain why this would be in the public interest.

There may additional records responsive to your request, however, the processing of this request has exhausted your fee agreement. If you would like to receive additional records please file a new request. If you have any questions about the way we handled your request, or about our FOIA regulations or procedures, please contact Nathaniel Gray at (202) 326-3452.

Sincerely,

A handwritten signature in black ink, appearing to read 'Joan E. Fina', is written over the typed name and title.

Joan E. Fina
Assistant General Counsel

Enclosure:
Invoice

EXHIBIT G



Federal Trade Commission
600 Pennsylvania Avenue, N.W.
Washington, DC 20580

Report Date : 09/22/2011

Time : 10:02:05 AM

Requester Invoice

Mr. Kevin Trudeau
Law Offices of Marc J. Lane
180 N. LaSalle St. #2100
Chicago, IL 60601

Request No : FOIA-2011-00795
Invoice No : 00000002704
Invoice Date : 09/22/2011
Requester Name : Trudeau, Kevin
Requester Organization : Law Offices of Marc J. Lane

Fee Items

Amount (\$)

CLERICAL HOURS

b. REVIEW/EXCISING

99.20

Total Amount : (\$) 99.20

Request Description

Records concerning KT Capital Corporation

Sub Requests

Default

Federal Trade Commission

EXHIBIT H

October 10, 2011

Via Facsimile (202) 326-2477

Freedom of Information Act Appeal
Office of the General Counsel
Federal Trade Commission
600 Pennsylvania Avenue, N.W.
Washington, D.C. 20580

Dear Sir or Madam:

Our firm represents Kevin Trudeau, as well as K.T. Capital Corporation, TRUCOM LLC, TruStar Marketing Corporation, TruStar Productions Incorporated, and Direct Response Associates (collectively referred to as the "Companies"). This is an appeal under the Freedom of Information Act.

On April 14, 2011, we submitted FOIA requests, on behalf of Kevin Trudeau, to the Federal Trade Commission seeking all investigative reports concerning the Companies. In each of the requests, we indicated that the requestor was an individual seeking information for personal use and not for commercial use. The FTC acknowledged receipt of the requests on April 18, 2011, and April 19, 2011. Copies of our original requests and the FTC's acknowledgements are enclosed.

On May 12, 2011, the FTC indicated that it was aggregating the requests concerning the Companies into a single request and sought clarification as to the fee agreement, which type of documents constitute investigative reports, and whether we meant to include consumer complaints in our requests. We responded on May 19, 2011, stating that we did not intend the request to include consumer complaints, but did intend for it to include all documents relating to investigations of the Companies, including, but not limited to, reports, notes, opinions, memoranda, correspondence, commercial and financial information. We also indicated that Mr. Trudeau was willing to pay fees up to \$100 for the processing of the aggregated request. Copies of the letters are enclosed.

On September 22, 2011, the FTC denied our request. The FTC stated that it had located 149 responsive records, but they were all exempt from the FOIA's disclosure requirement under FOIA Exemption 7(A), 5 U.S.C. § 552(b)(7)(A), because disclosure of that material could

Freedom of Information Act Appeal
Office of the General Counsel
Federal Trade Commission
October 10, 2011

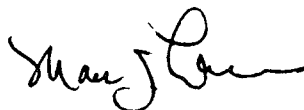
reasonably be expected to interfere with the conduct of the FTC's law enforcement activities. The FTC also issued an invoice for "review/excising" in the amount of \$99.20. A copy of the letter and invoice is enclosed.

FOIA Exemption 7(A) permits the withholding of "records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could reasonably be expected to interfere with enforcement proceedings . . ." The Courts have held that broad disclosure is the dominant objective of the Freedom of Information Act and the exemptions must be narrowly construed. *Miller v. USDA*, 13 F.3d 260, 262 (8th Cir. 1993). The withholding agency must make a specific showing of why disclosure of the documents could reasonably be expected to interfere with a pending or contemplated enforcement proceeding. *Miller*, 13 F.3d at 263.

Since the FTC has not made a specific showing of why disclosure of the documents could reasonably be expected to interfere with a pending or contemplated enforcement proceeding, we appeal the denial of the request.

We also appeal the decision to impose a fee of \$99.20 for review/excising. As indicated in the original requests of April 14, 2011, the requestor (Kevin Trudeau) is an individual seeking information for personal use and not for commercial use. Requesters of this type should not be required to pay for search and review time, but only reproduction costs with the first 100 pages free. Since no documents were reproduced, there should be no cost. In addition, if additional records responsive to our request were withheld because the FTC believed that our fee agreement was exhausted, those records should be provided.

Very truly yours,



MARC J. LANE

MJL:cam
Enclosures

EXHIBIT I



Willard K. Tom
General Counsel

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

November 2, 2011

Kevin Trudeau
c/o Marc J. Lane
The Law Offices of Marc J. Lane
180 North LaSalle Street
Chicago, IL 60601-2701

Re: Freedom of Information Act Appeal (FOIA Request No. 2011-00801)

Dear Mr. Trudeau,

This responds to your October 10, 2011 appeal of the denial of your Freedom of Information Act ("FOIA") request. In a series of requests dated April 14, 2011, you requested all investigative records concerning K.T. Capital Corporation, TRUCOM LLC, TruStar Marketing, TruStar Productions Incorporated, and Direct Response Associates. After aggregating these related requests, Ms. Joan Fina denied your request by letter dated September 22, 2011, concluding that the responsive records were exempt from disclosure pursuant to FOIA Exemption 7(A), 5 U.S.C. § 552(b)(7)(A).

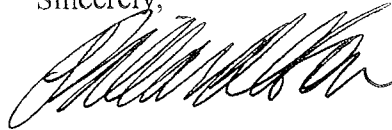
I am denying your appeal. The FOIA Unit properly withheld these responsive records pursuant to FOIA Exemption 7(A) because they were compiled for law enforcement purposes and their release could reasonably be expected to interfere with the conduct of the Commission's law enforcement activities. 5 U.S.C. § 552(b)(7)(A). Exemption 7(A) applies where a law enforcement proceeding or investigation is pending or prospective and where release of the information could reasonably be expected to cause some articulable harm. *Carter, Fullerton & Hayes, LLC v. FTC*, 637 F. Supp. 2d 1, 9 (D.D.C. 2009) (citing *NLRB v. Robbins Tire & Rubber Co.*, 437 U.S. 214, 224 (1978)).

Although your appeal contends that the FOIA Unit's denial of your request fails to "make a specific showing of why disclosure of the documents could reasonably be expected to interfere with a pending or contemplated enforcement proceeding," the FOIA Unit has met its statutory obligation. The FOIA Unit determined that prospective or pending law enforcement investigations would be harmed by the release of the withheld materials, and I concur with this determination. There is no requirement that administrative responses to FOIA requests contain the same documentation that may be necessary in litigation. *Crooker v. CIA*, No. 83-1426, 1984 U.S. Dist. LEXIS at *3-4 (D.D.C. Sept. 28, 1984); *see also Judicial Watch, Inc. v. Clinton*, 880 F. Supp. 1, 11-12 (D.D.C. 1999).

You have also disputed the FOIA Unit's determination that you qualify as a "commercial use" requester under the FOIA's fee guidelines. Following my review, I concur with the FOIA Unit's determination that you qualify as a commercial use requester. Office of Management and Budget Fee Guidelines define commercial use requesters as those who seek records for "a use or purpose that furthers the commercial, trade, or profit interests of the requester or the person on whose behalf the request is being made." Uniform Freedom of Information Act Fee Schedule and Guidelines, 52 Fed. Reg. 10,102, 10,017-18 (Mar. 27, 1987). A commercial purpose includes seeking to further commercial interests through litigation. *See Rozet v. HUD*, 59 F. Supp. 2d 55, 57 (D.D.C. 1999). Where a requester that has engaged in ongoing litigation with an agency seeks information regarding himself or corporations under his control, the nexus between the content of the FOIA request and the subjects of the ongoing litigation demonstrates that the requests are designed to further the requester's commercial interests. *Id.*

As required by the FOIA, you are hereby advised that judicial review of this decision may be obtained under 5 U.S.C. § 552(a)(4)(B), in a United States District Court in the district where you reside or have your principal place of business, or in the District of Columbia. Also, as required by the FOIA, you are hereby advised that I am the designated official responsible for denying your appeal of the decision denying access.

Sincerely,

A handwritten signature in black ink, appearing to read "Willard K. Tom", written in a cursive style.

Willard K. Tom
General Counsel